



**SHREWSBURY CONSERVATION COMMISSION
SHREWSBURY, MASSACHUSETTS**

MINUTES

Regular Meeting: June 21, 2005 - 7:00 P.M.

Location: Old Selectmen's Hearing Room (Meeting Room B)
Richard D. Carney Municipal Office Building

Present: John J. Ostrosky, Chairman
Robert P. Jacques, Vice-Chairman
Dorbert A. Thomas, Clerk
Patricia M. Banks
Kenneth F. Polito

Also Present: John D. Perreault, Town Engineer

Absent: Brad Stone, Agent

Mr. Ostrosky opened the meeting at 7:00 P.M.

1. Review and Approve Minutes

The Conservation Commission noted that Minutes from previous meetings are still being worked on.

2. Signed bills.

3. Meetings and Hearings – 7:05 P.M.

285-** Public Hearing regarding the Notice of Intent filed by the Massachusetts Department of Conservation and Recreation Dam Maintenance Program for the drawdown of Flint Pond for routine maintenance and repair of the Irish Dam in Grafton**

Attending the hearing were Briscoe Lang, Matthew Bellule, and Allen Orsi, all from Pare Engineering. Also attending was Nancy Allen for the Lake Quinsigamond Commission.

Mr. Bellule said this filing is for the early drawdown of Flint Pond in order to undertake routine maintenance and repair items at the Irish Dam at the outlet of the pond in Grafton. He said this was originally scheduled for October 1st, but they want to do this in September after the Labor Day holiday.

Ms. Allen said when they went to check Irish Dam, they realized that the dam had not been done to the full extent because of debris being in the way. She said this debris will be cleaned out and necessary repairs will be made.

Ms. Allen said she felt that they would end drawdown in January/February 2006. She said abutters will be notified two weeks before beginning of drawdown and the again two weeks before the end of the drawdown.

Bob Murphy, 84 Lakeside Drive, expressed concern for the operation of the drawdown and commented that neighbors will need 24-hour access to a contact in case of a problem, especially at Stringer Dam. He expressed concern for use of coffer dam, and said coffer dams can act negatively to storms. Ms. Allen agreed and said there will be a contact provided. Mr. Murphy asked if there would be a problem having this as a condition in the Order of Conditions. Pare Engineering agreed that would be fine.

Peter Collins, 31 Flagg Road, asked where the money was coming from to do this. Mr. Bellule said it was a line item from the State budget, and should be available at the fiscal year.

Mr. Ostrosky officially closed the hearing.

285-** Public Hearing regarding the Notice of Intent filed by R.I.F.L. Realty Trust for the construction of a commercial building and site work for additional development at 167 Memorial Drive**

Attending the hearing were Ed Flynn and Attorney Richard Ricker, the property owners and developers, and John Grenier – the engineer from J.M. Grenier Associates.

Mr. Grenier said this project is for the rear of the site to be developed. He said there is access for six new commercial buildings, and commented that there will be one large detention basin, and the drainage will run to this one detention basin. He said the detention basin will handle two 100-year storms, and meets TSS run-off requirements.

Mr. Grenier said they will have the loading areas in the rear of the building with customer parking in front. Mr. Grenier said the material from the blasting area will be used on site. Mr. Grenier reviewed the sequencing plan, and said he will provide to Engineering.

Mr. Grenier said they met with Engineering and they are doing some revisions which they will be going to the Planning Board with.

Mrs. Thomas asked if the existing crossing of wetland going to be used was done. Attorney Ricker said it was substantially done.

Mr. Jacques commented that sequencing will be crucial. He asked if Attorney Ricker will have a clause for tenants about outside storage. Attorney Ricker said they have one. Mr. Jacques asked that he give it to Mr. Stone so the Commission could have condition consistent with the clause. Attorney Ricker said that was fine.

Mr. Ostrosky expressed concern about oil delivery and storage and asked that they talk to Mr. Perreault in Engineering. He also asked about snow storage and Mr. Grenier explained.

Mr. Ostrosky continued the hearing to July 19, 2005.

285-** Public Hearing regarding the Notice of Intent filed by Daniel Gay for the construction of a screened porch and landscaping at 7 Canna Drive**

Attending the hearing were Daniel Gay, the property owner, and John Grenier – the engineer from J.M. Grenier Associates. Inc.

Mr. Grenier said this NOI is for a screened porch and landscaping. He said they want to do a brick wall using precast concrete and versi-lock walls.

Mr. Grenier said they propose using silt fence and haybales, and said they will do mostly by handwork.

Mr. Ostrosky officially closed the hearing.

RDA Public Meeting regarding the Request for Determination of Applicability filed by Susan Meola for the construction of a deck at 11 Grove Ridge Path

Attending the hearing was Susan Meola, the property owner. Ms. Meola said she wants to construct a deck within the buffer area. She said it will be on sona-tubes, and commented that she won't be changing the grade.

Ms. Meola said the deck is 5-feet away from water but is elevated. She said no machines will be used, the holes will be dug by hand. She said she will use haybales and silt fence.

Mr. Jacques made a motion for a negative determination subject to use of haybales and removal of material. Ms. Banks and Mr. Ostrosky expressed concern of being five feet away from the lake.

The Commission voted a negative determination, with a vote of 3 to 2 (with Mrs. Thomas, Mr. Jacques, and Mr. Polito voting the negative determination and Ms. Banks, and Mr. Ostrosky voting the positive determination).

285-1342 Public Hearing regarding the Notice of Intent filed by Scott Norton for the Construction of a retaining wall at 76 Lakeside Drive

*See Minutes below in the RDA for 76 Lakeside Drive. Mr. Ostrosky opened both hearings.

RDA Public Meeting regarding the Request for Determination of Applicability filed by Scott Norton for the construction of a single family home addition at 76 Lakeside Drive

Attending the hearing was Scott Norton. Mr. Norton said the wall will go full length of the property. He said there is already a deck above, and this filing is for a deck below. He said the deck will be 17 feet away from the water.

Mr. Jacques expressed concern of not having information such as the amount of fill, material, the grades of the lot, and commented there is no topographical map of the lot.

Mr. Norton said the addition goes towards Lakeside Drive. He said versi-lok walls will also go on side of property.

Mr. Polito asked about tree cutting and if there will be stairs. Mr. Norton said there will be stairs. Mr. Polito said this needs to be shown on the plan.

The Commission voted a positive determination for the construction of the single family home. Mr. Ostrosky continued the hearing for the wall to July 19, 2005.

285-** Public Hearing regarding the Notice of Intent filed by Derek Grillo for the construction of a single family home at 30 Cedar Road**

Attending the hearing was Derek Grillo, the homeowner; and Mike Burke – the engineer.

Mr. Burke said this filing is for construction of a single family home. He said they received the variance from the Zoning Board of Appeals. He stated that there are existing utilities. He also said the foundation is existing so there is no earth removal, and no grading needs to be done.

Mr. Stone commented that a condition be put in the Order of Conditions that the foundation needs to be constructed within the existing foundation footprint.

Mr. Ostrosky officially closed the hearing.

285-** Public Hearing regarding the Notice of Intent filed by Adelphi, Inc. for the construction of a parking lot replacement with associated grading and landscaping at 206 South Quinsigamond Avenue**

Attending the hearing was Fred Litchfield – the engineer; John Litchfield for Adelphi, Inc., and Attorney Kevin Byrne – the attorney for Adelphi.

Fred Litchfield said this filing is to do some work on the site. He said this is for the redevelopment of the existing parking lot with associated grading and landscaping, including a retaining wall. He said the wall will be versa lok type or equal. He said they are proposing to use silt fence as barrier.

Fred Litchfield and work will also include the retaining wall with chain link fence; some existing stumps to be removed and new low growing landscaping to be planted next to the proposed retaining wall at the lake side; and a proposed 1 foot to 2 foot retaining wall and landscaping to replace pavement on the street side.

Fred Litchfield commented that there are plans for a bocce court as well.

Mr. Jacques asked if one contractor will be called in to do all the work; Fred Litchfield said yes.

Mr. Ostrosky officially closed the hearing.

285-1341 Public Hearing regarding the Notice of Intent filed by Richard and Diane Nolli for the construction of a single family home addition and wetland replication area at 67 Summer Street

Attending the hearing was Rick Nolli – the homeowner; and Art Allen – the engineer from EcoTec, Inc.

Mr. Nolli gave the history of the project, and said during the project there was wetland encroachment. He said this filing is to construct wetland replication associated with existing fill from prior project and a construct addition to existing single-family house in the buffer zone. He said they are proposing a total of 454 sq. ft. of replication area along existing driveway.

Mr. Nolli said he has approval from the Zoning Board of Appeals for the addition, and the addition will be on grade.

Rom Staris, 41 Paton Road, expressed concern about tree removal and commented that there is one tree that may have roots in the Nollis' property and wondered if there was a way to save it.

Mr. Ostrosky officially closed the hearing.

285-** Public Hearing regarding the Notice of Intent filed by Gene Buddenhagen for the construction of a single family home and septic system at Lot 1, 229 Gulf Street**

Attending the hearing was Gene Buddenhagen – the owner of the property, and Larry Greene – the engineer from Ross Associates.

Mr. Greene said the project is for a single family home and associated leach field proposed in the 100 foot buffer zone. He said 2/3 of the proposed house construction and the septic system is within the buffer zone. He said they proposed to use haybales for erosion control.

Mrs. Thomas asked about the flood plain, and Mr. Greene said it's out there but not on the site.

Mr. Polito asked if there will be fill and Mr. Greene said there is about five feet of clean gravel fill for the septic system.

Mr. Ostrosky officially closed the hearing.

285-1343 Public Hearing regarding the Notice of Intent filed by T.C.I. Construction, Inc. for the construction of two single family homes at Lots 1 & 2 at 92 School Street

Attending the hearing was Carl Hultgren – an engineer from Quinn Engineering. Mr. Hultgren submitted revised plans from comments made by the Sewer Department.

Mr. Hultgren said the filing is for construction of two single family homes. The dwelling on Lot 2 is entirely in the 100-foot buffer zone to the bordering vegetated wetlands. The major portion of the dwelling on Lot 1 is in the 100-foot buffer zone to the bordering vegetated wetlands.

Mr. Hultgren said there is riverfront with Hopp Brook, and no flood zones. He showed the location of the houses and driveways in relation to the bordered vegetated wetlands.

Mr. Hultgren said they will use haybales and silt fences.

Mr. Stone asked about the foundation drains and where they will drain. Mr. Hultgren said there will be drains and showed the possible area. He said he can put them on a revised plan.

Don/Sue Fiorillo, 80 School Street, expressed concern about the intermittent stream and concern of the wildlife, and commented that this area is extremely wet. Mr. Hultgren said this stream is labeled intermittent on the USGS map.

Mr. Stone explained the status of this stream and the perennial stream, and explained that there is no tool to make the changes.

Mr. Ostrosky asked for some kind of barrier to protect the wetland. Mr. Hultgren said they can use a split rail fence.

Mr. Jacques said the fence should be placed at the limit of work area.

Mr. Ostrosky officially closed the hearing.

285-** Public Hearing regarding the Notice of Intent filed by Robert and Deborah Pumphret for the construction of a garage addition at 105 Main Boulevard**

Attending the hearing was Glenn Krevosky – the wetlands engineer from EBT Environmental Consultants, and Robert Pumphret – the homeowner.

Mr. Krevosky showed the buffer violation, the situation at present, and then reviewed the proposed plan, including restoration areas.

Mr. Krevosky said the foundation location is 34 feet from the wetland area.

Karyn Swaney, 18 Seneca Street, expressed concern about the drainage and chemicals going into the stream. She submitted photographs to the Commission.

David Barrows, 18 Seneca Street, expressed concern about measurements, and said they don't agree with the numbers. Mr. Krevosky explained his flagging process. Mr. Barrowss asked the Commission to look at it themselves physically.

Ms. Swaney and Mr. Barrows submitted a letter and pictures regarding this project and closeness to the stream, which they said feeds into Eaton Pond.

Mr. Ostrosky officially closed the hearing.

285-** Public Hearing regarding the Notice of Intent filed by Home Depot USA, Inc. for the construction of drainage swales, replacement of a culvert, and other drainage improvements at 530 & 542 Boston Turnpike**

Attending the hearing was Pat Cerundolo, Attorney for Home Depot; Kathy Noonan – the engineer from Pennoni Associates, and Randall Shoey, from Gove Environmental.

Ms. Noonan said there have been substantial changes to the plan. She said they never did any work on the 2003 Order of Conditions, so they are refilling.

Ms. Noonan said this filing is for drainage improvements to direct stormwater runoff away from abutting properties and Grafton Street. She stated the project fills 3,100 sq. ft. of isolated wetlands and impacts 2,000 sq. ft. of 100-foot buffer associated with the larger wetland system to the south of the project area for creation of drainage swales and replacement of an under-road culvert with a large culvert. She said the drainage swales direct flows to a 6,575 sq. ft. replications. 2,300 sq. ft. of the 2,100 sq. ft. of wetland will be restored.

Ms. Noonan said after her conversation with Mr. Stone, who received a comment from the Highway Superintendent, John Knipe, regarding snow removal on the street, she said maybe they could use a trench drain along the road.

Attorney Byrne, representing the Bonicis and the Harringtons, reviewed the meeting that was held with Town Officials, abutters, and Home Depot. He said Mr. Harrington commented in a meeting just before this hearing in the conference room, that with some additions the plan might work.

Mr. Jacques read the letter from the Highway Superintendent. Mr. Jacques said he felt that they need to sit down with Mr. Stone and Mr. Knipe and come up with a plan.

Mr. Ostrosky continued the hearing to July 19, 2005, to keep working on changes.

4. New Business

a. Discussed/Signed Draft Orders of Conditions and Requests for Determination of Applicability

285-****	Irish Dam Drawdown – conditionally approved
285-****	167 Memorial Drive – continued
285-****	7 Canna Drive – conditionally approved
RDA	11 Grove Ridge Path – The Commission voted a negative determination
285-1342	76 Lakeside Drive – continued
RDA	76 Lakeside Drive – The Commission voted a positive determination
285-****	30 Cedar Road – conditionally approved
285-****	206 South Quinsigamond Avenue – conditionally approved
285-1341	67 Summer Street – conditionally approved
285-****	229 Gulf Street, Lot 1 – conditionally approved
285-1343	92 School Street, Lots 1 & 2 – conditionally approved
285-****	105 Main Boulevard – conditionally approved
285-****	530 & 542 Boston Turnpike – continued

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5. Old Business

a. Discussed/Signed Certificates of Compliance

285-887	38 Stonybrook Lane (Partial)
285-123	Cherry Street
285-169	Cherry Street
285-1231	69 Hillando Drive
285-245	Lot 109 Hills Farm Estates (Partial)
285-1096	835 Hartford Turnpike
285-820	33 Monadnock Drive (Partial)
285-1162	4 Jane Street
285-1160	5 Jane Street
285-1161	7 Jane Street
285-1163	12 Jane Street
285-887	41 Stonybrook Lane (Partial)
285-1071	41 Stonybrook Lane

6. Correspondence

The meeting adjourned at 10:00 P.M.

Respectfully Submitted,

Annette W. Rebovich